

repealed by  
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**SUPPLEMENT No. 2**

TO

THE CYPRUS GAZETTE No. 3685 OF 26TH APRIL, 1953.

LEGISLATION.

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**THE STATUTE LAWS OF CYPRUS**

No. 19 OF 1953.

A LAW TO AMEND THE CUSTOMS LAW.

CAP. 292  
5 of 1952

A. B. WRIGHT,]

[24th April, 1953.

Governor.

**BE** it enacted by His Excellency the Governor and Commander-in-Chief of the Colony of Cyprus as follows :—

**1.** This Law may be cited as the Customs (Amendment) Law, 1953, and shall be read as one with the Customs Law (hereinafter referred to as "the principal Law").

Short title.  
Cap. 292  
5 of 1952

Amendment  
of section 2  
of the  
principal  
Law.

2. Sub-section (1) of section 2 of the principal Law is hereby amended as follows:—

(a) by the insertion therein in their proper alphabetical places of the following definitions:—

“ ‘ export ’ with its grammatical variations and cognate expressions means to convey goods from a port or shipping place in the Colony to a place outside the Colony ;

‘ import ’ with its grammatical variations and cognate expressions means the bringing of goods into or within the Colony by sea or air from a place outside the Colony ; ”.

(b) by the substitution for the definition “ the Customs ” of the following definition:—

“ ‘ the Customs ’ means the Department of Customs and Excise ; ”.

Repeal of  
section 29  
of the  
principal  
Law and  
substitution  
of new  
section.

3. Section 29 of the principal Law is hereby repealed and the following section substituted therefor:—

“ Containers  
of playing  
cards, etc.,  
to be  
enclosed in  
banderoles.

29.—(1) The container of any playing cards, cigars, cigarettes and other manufactured tobacco imported into the Colony shall, when cleared for home consumption and before delivery from Customs control, be enclosed in a banderole printed by authority of the Comptroller, of such type and in such manner as may be approved by him.

(2) Any playing cards, cigars, cigarettes and other manufactured tobacco not contained in a container enclosed in a banderole as aforesaid, found in the Colony in any place other than in or upon any ship or aircraft and borne upon the manifest thereof or properly kept therein as ship's or aircraft's stores or otherwise, shall be deemed to be smuggled goods :

Provided that nothing in this section contained shall apply to any imported playing cards, cigars, cigarettes and other manufactured tobacco, cleared for home consumption by, or found in the possession of, any person or institution privileged under any Law, Regulation or Convention to enjoy exemption from import duty thereon or found not contained in a container enclosed in a banderole in the possession of a person for his reasonable personal or domestic requirements.”

4. Section 75 of the principal Law (as amended by section 8 of Law 5 of 1952) is hereby amended as follows:—

Amendment of section 75 of the principal Law.

(a) by the deletion of the word "or" at the end of paragraph (h);

(b) by the substitution for the comma at the end of paragraph (i) of a semicolon and the insertion thereafter of the word "or";

(c) by the insertion, immediately after paragraph (i), of the following paragraph:—

"(j) makes, uses, sells, obtains or has in his possession any labels purporting to be prescribed banderoles or any labels being imitations of such banderoles or any banderoles previously used or unlawfully obtained,".

5. Section 76 of the principal Law is hereby amended by the substitution for paragraph (a) of the following paragraph:—

Amendment of section 76 of the principal Law.

"(a) delivers, removes or withdraws any goods from any ship, wharf or other place, where such goods are under Customs control, previous to their examination by a Customs officer or without the authority of the Collector;".

6. Sub-section (2) of section 86 of the principal Law is hereby amended by the substitution for the word "were" (line 2) of the word "where".

Amendment of section 86 of the principal Law.

7. The principal Law is hereby amended by the insertion therein, immediately after section 86, of the following sections:—

Amendment of the principal Law by the insertion of new sections 86A and 86B.

"Ships and boats to bring to.

86A. The Commander or Officer in charge of any ship or boat in Her Majesty's Service or in the service of the Customs, such ship or boat having hoisted and carrying the proper ensign or Customs flag, may pursue any ship within territorial waters which does not bring to when lawfully signalled or required to do so, and may adopt such means and use such reasonable amount of force as may be necessary to compel such ship to bring to.

Customs officers may board, etc., ships hovering within territorial waters.

86B.—(1) Any Customs officer may require the master of any ship hovering within the territorial waters of the Colony to depart, and if such ship shall not depart forthwith, may board and search her:

Provided that if any ship, not exceeding two hundred and fifty tons registered tonnage, is found hovering within the territorial waters

of the Colony in circumstances as to lead to a reasonable suspicion that such ship is engaged in smuggling, any Customs officer may bring such ship into the nearest convenient port and there search her.

(2) Any master of a ship who refuses to depart when so required under sub-section (1) of this section, or who in any way hinders or delays any Customs officer in the exercise of any of his duties under sub-section (1) of this section, shall be guilty of an offence.

Penalty: Two years imprisonment."

Repeal of section 89 of the principal Law and substitution of new section.

8. Section 89 of the principal Law is hereby repealed and the following section substituted therefor:—

"Forfeiture of ships, other means of conveyance and smuggled goods.

89.—(1) The following ships, not exceeding two hundred and fifty tons registered tonnage, shall be forfeited:—

- (a) all ships used in smuggling or knowingly used in the unlawful conveyance of any smuggled or forfeited goods;
- (b) all ships found within the territorial waters of the Colony failing to bring to for boarding upon being lawfully required to do so;
- (c) all ships hovering within the territorial waters of the Colony and not departing forthwith after being required to depart by a Customs officer;
- (d) all ships from which any goods are thrown overboard, staved or destroyed, to prevent seizure by the Customs;
- (e) all ships found within any port with cargo on board and afterwards found light or in ballast or with the cargo deficient and the master of which is unable to account lawfully for the difference;
- (f) all ships found within the territorial waters of the Colony having false bulkheads, false bows, sides or bottoms or any secret or disguised place adapted for the purpose of concealing goods or having any hole, pipe or other device adapted for the purpose of running goods.



(2) The owner of any ship exceeding two hundred and fifty tons registered tonnage which would be forfeited if the ship were two hundred and fifty tons registered tonnage or less shall be liable to a penalty not exceeding one thousand pounds and the ship may be detained until the penalty is paid or until security is given for its payment.

(3) All means of conveyance, other than a ship as in sub-section (1) of this section provided, knowingly used in the removal, carriage or conveyance of smuggled goods, shall be forfeited.

(4) All smuggled goods, wherever found in the Colony, shall be forfeited."

9. The principal Law is hereby amended by the insertion therein, immediately after section 89, of the following section :—

" Protection to persons lawfully making detention, etc.

89A. No person lawfully making any detention or seizure under this Law and no person rendering assistance to any such person under the provisions of section 88 shall be liable to any prosecution or action at Law on account thereof."

Amendment of the principal Law by the insertion of new section 89A.

10. Part I of the First Schedule to the principal Law is hereby amended by the following deletions, substitutions and insertions :—

Amendment of the First Schedule to the principal Law.

(a) by the deletion of item 4 ;

(b) by the substitution for item 23 (as amended by section 11 (v) of Law 5 of 1952) of the following item :—

" 23. Chemicals, excluding spirits and edible salts not otherwise specified *ad valorem* 10 per cent. 15 per cent.;"

(c) by the substitution in sub-paragraph (i) of paragraph (a) of item 53 (as set out in paragraph (xii) of section 11 of Law 5 of 1952) for the words "Bars, rods, angles, channels, joists and sheets (excluding galvanized)," (lines 1 and 2) of the following words :—

" Bars, rods, flats, angles, channels, sections, tees, beams, joists, girders, pillars cast in one piece, plates and sheets (excluding galvanized) " ;

(d) by the insertion therein immediately after item 60 of the following new item :—

" 60A. Lime hydrated, when imported by a manufacturer of gypsum products 2 per cent. 10 per cent.;"

(e) by the substitution for item 67 of the following item :—

" 67. Motor vehicles and tractors :

(a) passenger cars .. *ad valorem* 15 per cent. 30 per cent.

(b) lorries, buses, chassis and vans .. .. *ad valorem* 15 per cent. 30 per cent.

(c) wheeled tractors not for agricultural purposes .. .. *ad valorem* 15 per cent. 30 per cent. ;